

# Enrolled Senate Bill 1076

Sponsored by Senators MORRISETTE, WESTLUND, DEVLIN, Representative GREENLICK

CHAPTER .....

AN ACT

Relating to Oregon Health Policy Commission; creating new provisions; amending ORS 431.195 and 442.035; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1. Notwithstanding ORS 442.035 (2)(e), the terms of office of the first three members appointed by the Governor to the Oregon Health Policy Commission on or after the effective date of this 2005 Act shall be four years.**

**SECTION 2.** ORS 442.035 is amended to read:

442.035. (1) The Oregon Health Policy Commission is established to serve as the policy-making body responsible for health policy and planning for the state.

(2) The members of the commission shall be residents of the State of Oregon and shall be appointed by the Governor, subject to the following:

(a) The commission shall have 10 public members and shall include at least one member from each congressional district of the state.

(b) The membership of the commission shall broadly represent the geographic, social, economic, occupational, linguistic and racial population of the state and shall include individuals who represent Oregon’s rural and urban medically underserved populations.

(c) The commission shall have a majority of members who are not direct providers of health care and shall include individuals who represent Oregon’s rural and urban medically underserved populations.

(d) The commission shall have at least one member who is a physician licensed to practice in this state. For the purposes of this paragraph, “physician” has the meaning given that term in ORS 677.010.

(e) Members shall be appointed to three-year terms.

(f) A member may not serve more than two consecutive terms.

(3) Voting members of the commission shall serve at the Governor’s pleasure.

(4) Voting members shall select a chairperson and a vice chairperson from among themselves.

(5) The commission shall meet at least quarterly.

(6) Members are entitled to compensation and expenses as provided in ORS 292.495.

(7) *[Vacancies of voting members on the commission shall be filled by appointments of the Governor for the unexpired term.]* **If a vacancy of a voting member is created on the commission for any reason, the Governor shall fill the vacancy by appointing a member to a three-year term.**

(8) In addition to the members appointed to the commission under subsection (2) of this section:

(a) The President of the Senate, in consultation with leadership from the minority party, shall appoint two members of the Senate to the commission, one from the majority party and one from the minority party, who shall be nonvoting, advisory members; and

(b) The Speaker of the House of Representatives, in consultation with leadership from the minority party, shall appoint two members of the House of Representatives to the commission, one from the majority party and one from the minority party, who shall be nonvoting, advisory members.

**SECTION 3.** ORS 431.195 is amended to read:

431.195. (1) There is established the Oregon Public Health Advisory Board to serve as an advisory body to the Director of Human Services.

(2) The members of the board shall be residents of this state and shall be appointed by the Governor. The board shall consist of 15 members at least one-half of whom shall be public members broadly representing the state as a whole and the others to include representatives of local government and public and private health providers. *[At least two representatives, one consumer and one provider, from the Oregon Health Policy Commission shall serve on the board.]*

(3) The Oregon Public Health Advisory Board shall:

(a) Advise the director on policy matters related to the operation of the Department of Human Services.

(b) Provide a review of statewide public health issues and make recommendations to the director.

(c) Participate in public health policy development.

(4) Members shall be appointed for four-year terms. No person shall serve more than two consecutive terms.

(5) The board shall meet at least quarterly.

(6) Members of the board shall be entitled to compensation and expenses as provided in ORS 292.495.

(7) Vacancies on the board shall be filled by appointments of the Governor for the unexpired term.

**SECTION 4. This 2005 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect on its passage.**

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**Passed by Senate June 28, 2005**

**Repassed by Senate August 4, 2005**

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Secretary of Senate

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President of Senate

**Passed by House July 27, 2005**

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Speaker of House

**Received by Governor:**

.....M,....., 2005

**Approved:**

.....M,....., 2005

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Governor

**Filed in Office of Secretary of State:**

.....M,....., 2005

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Secretary of State